

SHIPPED: On unknown dates, from Chicago and Springfield, Ill.

LIBELED: 9-20-56, Dist. Nebr.

CHARGE: 402 (a) (3)—contained insects while held for sale.

DISPOSITION: 10-19-56. Default—destruction.

23592. Cake and doughnut mixes. (F. D. C. No. 39414. S. Nos. 46-819/20 M.)

QUANTITY: 89 lbs. of devil cake base and 94 lbs. doughnut sugar mixture at Vineland, N. J.

SHIPPED: 7-11-56, from Philadelphia, Pa., by Phil Schaefer & Sons, Inc.

LABEL IN PART: (Drum) "Schaefer's Imperial Brand Devil Cake Base"; (bag) "Schaefer's Donut Sugar Mixture."

LIBELED: On or about 8-16-56, Dist. N. J.

CHARGE: 402 (a) (3)—contained insect fragments; and 402 (a) (4)—prepared and packed under insanitary conditions.

DISPOSITION: 10-16-56. Default—destruction.

23593. Doughnut mix. (F. D. C. No. 39610. S. No. 34-187 M.)

QUANTITY: 4 100-lb. bags at Stockton, Kans.

SHIPPED: 9-19-56, from Omaha, Nebr., by T. F. Naughtin Co.

LABEL IN PART: (Bag) "Nacoma Brand Yeast Raised Doughnut Mix."

LIBELED: 11-1-56, Dist. Kans.

CHARGE: 402 (a) (3)—contained insects and insect parts; and 402 (a) (4)—prepared under insanitary conditions.

DISPOSITION: 12-4-56. Default—destruction.

CHOCOLATE, SUGAR, AND RELATED PRODUCTS

COCOA

23594. Cocoa powder (2 seizure actions). (F. D. C. Nos. 39270, 39271. S. No. 29-536 M.)

QUANTITY: 235 50-lb. bags at Brooklyn, N. Y.

SHIPPED: 9-28-55, from Dorchester, Mass.

RESULTS OF INVESTIGATION: The article was shipped in interstate commerce in the form of expeller cakes for animal feed use. Upon its arrival at Brooklyn, N. Y., the consignee, Ralph Newton, ordered that the article be ground, packed into bags, and labeled "50-1-50 Pure Cocoa Pow. * * * L 8323."

An examination revealed that the article was cocoa powder containing a large amount of shell.

LIBELED: 6-7-56, E. Dist. N. Y.

CHARGE: 402 (b) (2)—cocoa shell had been substituted in part for cocoa while held for sale; and 403 (g) (1)—the article failed to conform to the definition and standard of identity for cocoa since it contained more cocoa shell than is present in cocoa.

DISPOSITION: 6-29-56. Default—portion delivered to Food and Drug Administration and remainder destroyed.